

MINUTES

MONTANA SENATE 57th LEGISLATURE - REGULAR SESSION COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN MIKE TAYLOR**, on March 22, 2001 at 9:00 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Mike Taylor, Chairman (R)
Sen. Mike Sprague, Vice Chairman (R)
Sen. Edward Butcher (R)
Sen. Vicki Cocchiarella (D)
Sen. Sam Kitzenberg (R)
Sen. Glenn Roush (D)
Sen. Don Ryan (D)

Members Excused: Sen. Dale Berry (R)
Sen. Dale Mahlum (R)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kyanne Kelly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted:
Executive Action: HB 333; HB 463; HB 497; HB 544; HB 574; HB 596

EXECUTIVE ACTION ON HB 333

Motion/Vote: SEN. ED BUTCHER moved that HB 333 BE TABLED. Motion carried 5-4 with Cocchiarella, Kitzenberg, Roush, and Ryan voting no.

EXECUTIVE ACTION ON HB 463

Motion: SEN. DON RYAN moved that **AMENDMENT #01.adb TO HB 463 BE ADOPTED.**

Discussion: Bart Campbell said this amendment would require the Department to report to the next legislature the number of people who applied for unemployment insurance under this bill, and the amount paid. It also gives a termination date of July 1, 2003.

Vote: Motion carried unanimously.

Motion: SEN. MIKE TAYLOR moved conceptual **AMENDMENT TO HB 463 BE ADOPTED. EXHIBIT (bus65a01)**

Discussion: SENATOR TAYLOR said he wanted the total number of weeks of benefits to be 10 weeks. SENATOR VICKI COCCHIARELLA said that if they are unemployed for any other reason, then this cap would not apply. SENATOR MIKE SPRAGUE asked how they would know this was true. Bart Campbell said that in order to qualify for this benefit you have to meet certain criteria.

Vote: Motion carried 8-1 with Cocchiarella voting no.

Motion: SEN. COCCHIARELLA moved that **HB 463 BE CONCURRED IN AS AMENDED.**

Discussion: SENATOR RYAN wanted to make sure this would not raise the rate to the employer. SENATOR TAYLOR said that this would not raise the rates to employers. He said he didn't like the idea of using this as a means of funding for this problem, but he couldn't see any other way to do it.

Vote: Motion carried 8-1 with Sprague voting no.

EXECUTIVE ACTION ON HB 497

Motion: SEN. TAYLOR moved that **HB 497 BE CONCURRED IN.**

Discussion: SENATOR COCCHIARELLA said that by putting this bill into law it would change the industry standard. She said she has received many letters against this bill. She said there would be a lot of people out there working 1 to 1 and it would not be safe, and Work Comp rates would probably go up. She said this doesn't create jobs, it only makes it good for people who already

cheat the system. **SENATOR BUTCHER** said this is a clear cut fight between unions and non-unions. **SENATOR RYAN** said that this would lay off the journeymen and put to work the unskilled workers. **SENATOR GLENN ROUSH** said this is not a union/non-union fight. **SENATOR COCCHIARELLA** said this is a good employer, not good employer issue.

Vote: Motion carried 5-4 with Cocchiarella, Kitzenberg, Roush, and Ryan voting no.

EXECUTIVE ACTION ON HB 544

Motion: SEN. RYAN moved HB 544 BE NOT CONCURRED IN.

Discussion: **SENATOR RYAN** said there are problems about people not having insurance but the way this is written would be invasive to all Montanans. He also said that there are technical problems so that this bill would not do what it purports to do. He then said it does not insure one more person, it puts money into a company outside of the state and takes money out of Montana.

Vote: Motion carried 5-4 with Berry, Kitzenberg, Mahlum, and Taylor voting no.

Motion/Vote: SEN. TAYLOR moved that HB 544 BE TABLED. Motion carried 5-4 with Berry, Kitzenberg, Mahlum, and Taylor voting no.

EXECUTIVE ACTION ON HB 574

Motion: SEN. TAYLOR moved HB 574 BE NOT CONCURRED IN.

Discussion: **SENATOR BUTCHER** said this was an infringement on peoples' rights, and they should not have to register the deeds if they didn't want to.

Vote: Motion carried 6-3 with Cocchiarella, Roush, and Ryan voting no.

Motion/Vote: SEN. TAYLOR moved that HB 574 BE TABLED. Motion carried 6-3 with Cocchiarella, Roush, and Ryan voting no.

EXECUTIVE ACTION ON HB 596

Motion: SEN. RYAN moved that **AMENDMENT # 59602 TO HB 596 BE ADOPTED. EXHIBIT (bus65a02)**

Discussion: SENATOR RYAN said the amendment would bring it down from 6500 yards to 3500 yards and includes that the golf course would need to have a club house and a driving range. SENATOR TAYLOR said he has to resist the amendment because the wine, beer and liquor people would not approve it because the bill comes with an agreement. SENATOR RYAN said this is legitimate in Great Falls. SENATOR COCCHIARELLA said she would support the amendment. SENATOR SPRAGUE told SENATOR RYAN he has to wait his turn to get his pork.

Vote: Motion failed 3-6 with Butcher, Cocchiarella, and Ryan voting aye.

Motion: SEN. TAYLOR moved that **AMENDMENT #HB059601 TO HB 596 BE ADOPTED. EXHIBIT (bus65a03)**

Discussion: Bart Campbell said this amendment reflects what is already going on, they are allowing someone to come onto the golf course and run that part of the facility.

Vote: Motion carried unanimously.

Motion/Vote: SEN. TAYLOR moved that **HB 596 BE CONCURRED IN AS AMENDED. Motion passed 8-1 with Cocchiarella voting no.**

ADJOURNMENT

Adjournment: 9:50 A.M.

SEN. MIKE TAYLOR, Chairman

KYANNE KELLY, Secretary

MT/KK

EXHIBIT (bus65aad)